



PATENT

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Darryl V. Landvater

Serial No.: 09/899,593

Filed: July 5, 2001

Title: Method and System For Retail
Store Supply Chain Sales Forecasting
and Replenishment Shipment
Determination

Group Art Unit: 3623

Examiner: Jarrett, Scott L.

Attorney Docket No.: 06521-00007

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

April 3, 2007

**TRANSMITTAL OF PROPRIETARY INFORMATION FOR CONSIDERATION
UNDER M.P.E.P. § 724 AND PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE**

PROPRIETARY MATERIAL NOT OPEN TO THE PUBLIC. TO BE OPENED ONLY
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OFFICE EMPLOYEE. DO NOT SCAN.

1. Transmitted herewith for filing is a Petition Under 37 C.F.R. § 1.59(b) to Expunge.

The materials in the envelope or container are considered:

- ☐ trade secrets
- ☒ proprietary material
- ☐ subject to a protective order

and are being submitted for consideration under M.P.E.P. § 724.

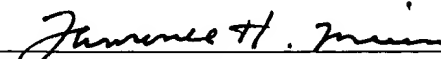
2. Transmitted herewith is a self-addressed, stamped postcard to be date-stamped and returned to Applicant upon submission of the aforementioned proprietary material and filing of the Petition to Expunge.

Law Offices Of
Downs Rachlin Martin PLLC
199 Main Street, P.O. Box 190
Burlington, VT 05402-0190

PATENT

Respectfully submitted,

DOWNS RACHLIN MARTIN PLLC

By 
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BTV.559402.02

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**PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE ACCOMPANYING
INFORMATION SUBMITTED UNDER M.P.E.P. § 724.02, 7th Edition**

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1. Applicant hereby petitions under 37 C.F.R. § 1.59(b) to expunge the
information submitted herewith under M.P.E.P. § 724.05.

2. The information which is submitted herewith and for which applicant
petitions to be expunged is:

☐ trade secret material

☒ proprietary material

☐ subject to a protective order

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and to Applicant's knowledge the information has only been licensed under obligation of a
confidentiality agreement and has not otherwise been provide to the public at large.

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3. Applicant confirms that he will retain the information submitted herewith for the period of any patent with regard to which this information is submitted.

4. This petition to expunge is being submitted on behalf of the party in interest who originally submitted the information.

5. Fee

The fee required by 37 C.F.R. § 1.17(g) is to be paid as follows:

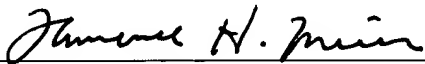
- ☒ Enclosed is a check for \$200.00.
- ☒ Charge Account 04-1588 for any fee deficiency.
- ☐ Charge Account 04-1588 the sum of \$200.00.

Remarks

The proprietary material provided herewith is being submitted at the request of the Examiner. Applicant respectfully submits that this proprietary material is not material to the patentability of the subject matter disclosed in the aforementioned patent application (U.S. Ser. No. 09/899,593). Specifically, this proprietary material was developed subsequent to the filing date of the patent application, as noted above. Therefore, Applicant requests that this proprietary material be returned in its entirety and any reference to this proprietary material be expunged from the file history prior to any notice of allowance, publication of the application, or otherwise.

Respectfully submitted,

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BTV.559400.01

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INSTRUCTIONS FOR THE EXAMINER

PROPRIETARY MATERIAL NOT OPEN TO THE PUBLIC. TO BE OPENED ONLY
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The proprietary material included on the enclosed compact disc may be accessed by
following the instructions listed below:

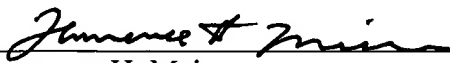
1. To open the user help application, double-click on the file *rpi_java_help*.

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